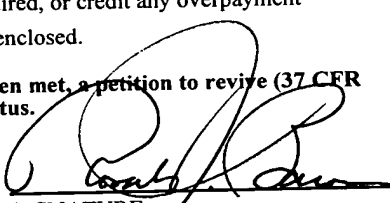


4-25-00 527 Rec'd PCT/PTO 24 APR 2000

FORM PTO-1390 (Modified) (REV 11-98)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 294-78	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 09/445,174	
				PRIORITY DATE CLAIMED 04 June 1997	
INTERNATIONAL APPLICATION NO. PCT/NL98/00325		INTERNATIONAL FILING DATE 03 June 1998			
TITLE OF INVENTION A Diagnostic Test Kit for Determining a Predisposition for Breast and Ovarian Cancer, Materials and Methods for Such Determination					
APPLICANT(S) FOR DO/EO/US Egbert BAKKER, Peter DEVILEE, Anne PETRIJ-BOSCH and Garit-Jan VAN OMMEN					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
<ul style="list-style-type: none">1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).4. <input type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2))<ul style="list-style-type: none">a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).b. <input type="checkbox"/> has been transmitted by the International Bureau.c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)).7. <input type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).8. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))<ul style="list-style-type: none">a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).b. <input type="checkbox"/> have been transmitted by the International Bureau.c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.d. <input type="checkbox"/> have not been made and will not be made.9. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).10. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).12. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).					
Items 13 to 20 below concern document(s) or information included:					
<ul style="list-style-type: none">13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.15. <input type="checkbox"/> A FIRST preliminary amendment.16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.17. <input type="checkbox"/> A substitute specification.18. <input type="checkbox"/> A change of power of attorney and/or address letter.19. <input checked="" type="checkbox"/> Certificate of Mailing by Express Mail20. <input checked="" type="checkbox"/> Other items or information:					
<div>Petition to Extend Two Months Copy of Notification of Missing Requirements</div>					

05/01/2000 UNMLJER 00000019 09445174
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U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.492) 09/445,174		INTERNATIONAL APPLICATION NO. PCT/NL98/00325		ATTORNEY'S DOCKET NUMBER 294-78																	
21. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) : <div style="margin-left: 20px;"><input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$970.00</div> <div style="margin-left: 20px;"><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$840.00</div> <div style="margin-left: 20px;"><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$690.00</div> <div style="margin-left: 20px;"><input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$670.00</div> <div style="margin-left: 20px;"><input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$96.00</div> <div style="text-align: right; margin-right: 50px;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS PTO USE ONLY																	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$0.00																	
<table border="1" style="width:100%; border-collapse: collapse;"><tr><td style="width:20%;">CLAIMS</td><td style="width:20%;">NUMBER FILED</td><td style="width:20%;">NUMBER EXTRA</td><td style="width:20%;">RATE</td></tr><tr><td>Total claims</td><td style="text-align: center;">- 20 =</td><td style="text-align: center;">0</td><td style="text-align: center;">x \$18.00</td></tr><tr><td>Independent claims</td><td style="text-align: center;">- 3 =</td><td style="text-align: center;">0</td><td style="text-align: center;">x \$78.00</td></tr><tr><td colspan="3"></td><td style="text-align: center;"><input type="checkbox"/></td></tr></table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	- 20 =	0	x \$18.00	Independent claims	- 3 =	0	x \$78.00				<input type="checkbox"/>	\$0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																		
Total claims	- 20 =	0	x \$18.00																		
Independent claims	- 3 =	0	x \$78.00																		
			<input type="checkbox"/>																		
Multiple Dependent Claims (check if applicable). <div style="text-align: right; margin-right: 50px;">TOTAL OF ABOVE CALCULATIONS =</div>				\$0.00																	
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). <input type="checkbox"/>				\$0.00																	
SUBTOTAL =				\$0.00																	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30				\$130.00																	
TOTAL NATIONAL FEE =				\$130.00																	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input type="checkbox"/>				\$0.00																	
TOTAL FEES ENCLOSED =				\$130.00																	
				Amount to be refunded																	
				charged																	
<div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> A check in the amount of \$510.00 to cover the above fees is enclosed.</div><div><input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</div><div><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-2461 A duplicate copy of this sheet is enclosed.</div></div> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">Ronald J. Baron Hoffmann & Baron, LLP 6900 Jericho Turnpike Syosset, New York 11791 Telephone: 516-822-3550 Facsimile: 516-822-3582</div>																					


SIGNATURE
Ronald J. Baron
NAME
29,281
REGISTRATION NUMBER
24 April 2000
DATE

09/445174



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO. 09/445,174	FIRST NAMED APPLICANT HARKER	ATTY DOCKET NO. 294-78
INTERNATIONAL APPLICATION NO. PCT/NL98/00325		
I.A. FILING DATE 06/03/98		PRIORITY DATE 06/04/97
DATE MAILED 02/09/00		

RONALD J. BARON
HUFFMANN & BARON
6900 JERICHO TURNPIKE
SYOSSET NY 11791

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G E I V
FEB 14 2000

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as:
- ☐ a Designated Office (37 CFR 1.494),
 - ☐ an Elected Office (37 CFR 1.495):
 - ☒ U.S. Basic National Fee.
 - ☒ Copy of the international application in:
 - ☐ a non-English language.
 - ☒ English.
 - ☐ Translation of the international application into English.
 - ☐ Oath or Declaration of inventors(s) for DO/EO/US.
 - ☐ Copy of Article 19 amendments.
 - ☐ Translation of Article 19 amendments into English.
 - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
 - ☐ Translation of Annexes to the International Preliminary Examination Report into English.
 - ☐ Preliminary amendment(s) filed _____ and _____.
 - ☐ Information Disclosure Statement(s) filed _____ and _____.
 - ☐ Assignment document.
 - ☐ Power of Attorney and/or Change of Address.
 - ☐ Substitute specification filed _____.
 - ☐ Statement Claiming Small Entity Status.
 - ☒ Priority Document.
 - ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
 - ☐ Other:
2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 - ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 - ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
 - ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE **MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice *MUST* be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Kaya Ballman
National Stage Processing
Telephone: (703) 763-305-3085

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CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Egbert BAKKER, et al.

Docket No.

294-78

Serial No.

09/445,174

Filing Date

Examiner

Group Art Unit

Invention: A Diagnostic Test Kit for Determining a Predisposition for Breast and Ovarian Cancer, Materials and Methods for Such Determination

I hereby certify that this Transmittal Letter, Executed Declaration, Petition to Extend Two Months, \$510
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on
24 April 2000
(Date)

Cassandra Lems

(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

EL491429654US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.